

MONDAY, JANUARY 27, 1986

SIXTY-FIRST LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Representative Herman Wolfe, Sr. of Hardin County.

Representative Wolfe led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 94

Representatives present were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Coeke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter
--94.

CORRECTION TO JOURNAL

On January 23, 1985 (page 2114), House Bill No. 1438 was in error referred to the Committee on Education.

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House Bill No. 1438 was referred to the Committee on General Welfare.

CONSENT CALENDAR

House Joint Resolution No. 474--Relative to congratulating Ann B. Malone.

House Joint Resolution No. 475--Relative to honoring Lawson Grant Freeman.

House Joint Resolution No. 476--Relative to honoring Signal Mountain Glee Club.

House Joint Resolution No. 477--Relative to congratulating Coach Sonny Hicks and Memphis Hillcrest High School football team.

House Joint Resolution No. 478--Relative to congratulating Ripley High School football team.

House Bill No. 1145--To amend charter, Jellico.

House Bill No. 1451--To provide for election, chief administrative officer, Jefferson County.

House Bill No. 1452--To provide for highway commissioners, Jefferson County.

Mr. Gill moved that all House Bills on the Consent Calendar be passed on third and final consideration, and all House Joint Resolutions on the Consent Calendar be adopted, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensey, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --95.

A motion to reconsider was tabled.

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Mr. Speaker McWherter relinquished the Chair to Mr. Bivens, Speaker pro tem.

SECOND ROLL CALL

A roll call was taken with the following results:

Present 95

Representatives present were: Bell, Bewley, Bivens, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, and Yelton--95.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 479--Relative to honoring Ruben L. Haney--By Nance and Ivy.

Under the rules, House Joint Resolution No. 479 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 480--Relative to commending Helen Luticia Brown--By Moody.

Under the rules, House Joint Resolution No. 480 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 481--Relative to honoring Lebanon High School freshman football team--By Bell.

Under the rules, House Joint Resolution No. 481 was referred to the Committee on Calendar and Rules.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 206--Relative to congratulating Joanne Thompson.

Under the rules, Senate Joint Resolution No. 206 was referred to the Committee on Calendar and Rules.

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Senate Joint Resolution No. 210--Relative to memory, Lyndon B. Jennings.

Under the rules, Senate Joint Resolution No. 210 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILLS

House Bill No. 1525--To make certain provisions, tobacco products
--By Bivens.

Passed first consideration.

House Bill No. 1526--To provide for filing of continuation statements--By Murray and Tanner.

Passed first consideration.

House Bill No. 1527--To amend Hotel Food Service Establishment Inspection Act--By West and Napier.

Passed first consideration.

House Bill No. 1528--To provide group insurance, local education employees--By Naifeh, Rhinehart, Montgomery, Stafford, Harrill and Patterson.

Passed first consideration.

House Bill No. 1529--To increase membership, metropolitan airport authority--By Ellis, Covington and Love.

Passed first consideration.

House Bill No. 1530--To define "actual damages", employment discrimination cases--By Jared.

Passed first consideration.

House Bill No. 1531--To regulate health clubs--By Jared.

Passed first consideration.

House Bill No. 1532--To make certain provisions, controlled substances--By Clark (Davidson).

Passed first consideration.

House Bill No. 1533--To enact Video Display Terminal Operator Protection Act--By Turner, L. (Shelby), Gaia, Byrd, Hobbs, Ellis, Pruitt, Love, King, Peroulas, Turner, C. (Shelby), Wolfe, Dills, Drew, Dixon, Swann, Brewer, Cross and Miller.

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Passed first consideration.

House Bill No. 1534--To make certain provisions, court orders--By Williams.

Passed first consideration.

House Bill No. 1535--To regulate bonds required, certain court appeals--By Williams.

Passed first consideration.

House Bill No. 1536--To make certain provisions, employees serving as jurors--By Williams.

Passed first consideration.

House Bill No. 1537--To regulate garnishment proceedings--By Williams.

Passed first consideration.

House Bill No. 1538--To amend Title 66, Chapter 22, Code--By Williams.

Passed first consideration.

House Bill No. 1539--To limit taxes, transfers of certain real property--By Napier, Clark (Sumner), Naifeh, Frensley, DeBerry, Ivy, Hobbs, Scruggs, Murray, Curlee, Winningham, Rhinehart, Miller, Henry, Gafford and Mr. Speaker McWherter.

Passed first consideration.

House Bill No. 1540--To provide for roster of licensed auctioneers--By Collier, Clark (Sumner), Hobbs, Ivy and Covington.

Passed first consideration.

House Bill No. 1541--To enact International Trade and Export Development Act--By Davis (Knox), Stafford, Cross, Severance, Drew, Lawson, Miller, Davis (Cocke), May, Peroulas, Scruggs and Tanner.

Passed first consideration.

House Bill No. 1542--To authorize bond issue, certain public zoos--By Miller, May, Peroulas, Severance, Davis (Knox), Drew and Scruggs.

Passed first consideration.

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House Bill No. 1543--To make certain provisions, temporary driving permits--By Hillis, Ivy, Stallings, Gafford, Davidson and Murray.

Passed first consideration.

House Bill No. 1544--To amend Retailers' Sales Tax Act--By Hillis, Stallings, Rhinehart, DePriest, Ivy, Crain, Hobbs, Davis (Gibson), Curlee, Jared, Naifeh, Buck, Bivens, Murray, Robinson (Washington), Napier and Davidson.

Passed first consideration.

House Bill No. 1545--To amend Section 70-1-306, Code--By Moore, Severance, Dills, Stallings, Burnett, Henry, Tanner and Hillis.

Passed first consideration.

House Bill No. 1546--To regulate transportation of live wildlife--By Moore, Severance, Tanner and Dills.

Passed first consideration.

House Bill No. 1547--To make provisions, emergency communications districts--By Starnes, Robinson (Hamilton), Miller, Wood, McAfee and Turner (Hamilton).

Passed first consideration.

House Bill No. 1548--To make certain provisions, amusement taxes--By Starnes, Robinson (Hamilton) and McAfee.

Passed first consideration.

House Bill No. 1549--To amend Retailers' Sales Tax Act--By Starnes, Robinson (Hamilton) and McAfee.

Passed first consideration.

House Bill No. 1550--To create alternative programs, persons on probation--By McAfee, Starnes, Wood and Copeland.

Passed first consideration.

House Bill No. 1551--To enact Adult Protection Act--By Cobb and Starnes.

Passed first consideration.

House Bill No. 1552--To amend Section 67-4-209, Code--By Starnes and Dills.

Passed first consideration.

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House Bill No. 1553--To declare trespassing to be a misdemeanor
--By Turner, C. (Shelby).

Passed first consideration.

House Bill No. 1554--To delete certain requirement, misdemeanor
citations--By Turner, C. (Shelby).

Passed first consideration.

House Bill No. 1555--To make certain provision, trespassing on
public property--By Turner, C. (Shelby).

Passed first consideration.

House Bill No. 1556--To extend amusement tax to fishing
tournaments--By Moore, Hillis, Gill and Brewer.

Passed first consideration.

House Bill No. 1557--To make provisions, escheat of decedent's
estates--By Buck.

Passed first consideration.

House Bill No. 1558--To provide for Elk River development
agency--By King and Byrd.

Passed first consideration.

House Bill No. 1559--To make certain provisions, agency rules
--By King and Byrd.

Passed first consideration.

House Bill No. 1560--To provide for payment, certain funds, local
education agencies--By Davis (Knox), May, Peroulas, Bivens and
Severance.

Passed first consideration.

House Bill No. 1561--To define employee rights under Workers'
Compensation Law--By Davis (Knox), Drew and Cross.

Passed first consideration.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1478--To increase income limits, elderly and
disabled citizens.

Passed second consideration and referred to Committee on State
and Local Government.

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House Bill No. 1479--To provide funding, Geier V. Alexander settlement.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1480--To make certain provisions, teacher course requirements.

Passed second consideration and referred to Committee on Education.

House Bill No. 1481--To create Foreign Language Institute.

Passed second consideration and referred to Committee on Education.

House Bill No. 1482--To make certain provisions, student loan program.

Passed second consideration and referred to Committee on Education.

House Bill No. 1483--To amend Section 7-34-115, Code.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1484--To set bidding requirements, general contractors.

Passed second consideration and referred to Committee on Labor and Consumer Affairs.

House Bill No. 1485--To provide for special license plates, volunteer firemen.

Passed second consideration and referred to Committee on Transportation.

House Bill No. 1486--To establish certain criteria, election registrars-at-large.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1487--To make certain provisions, volunteer fire departments.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1488--To regulate spacing of oil wells.

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Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 1489--To make certain provisions, sales tax.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1490--To amend Local Option Revenue Act.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1491--To allow certified nurse practitioners to write prescriptions.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 1492--To provide for Academic Merit Scholarship Program.

Passed second consideration and referred to Committee on Education.

House Bill No. 1493--To provide certain coverage for organ transplants.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 1494--To provide funding, Meharry Medical College.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 1495--To make certain provisions, 29th Judicial Circuit.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1496--To provide for depositions, civil actions.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1497--To make provision, appellate court nominating commission.

Passed second consideration and referred to Committee on Judiciary.

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House Bill No. 1498--To exempt certain dentistry equipment from sales tax.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1499--To increase cost of living increase, retirement beneficiaries.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1500--To make certain provisions, alcoholic beverages.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1501--To provide for group insurance, retired employees.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1502--To grant certain authority, governmental entities.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1503--To provide camping fee discount, certain residents.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 1504--To make certain provisions, firearms and ammunition.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 1505--To provide salary supplements, firefighting personnel.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1506--To exempt public safety agencies from certain fees.

Passed second consideration and referred to Committee on General Welfare.

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House Bill No. 1507--To exempt food stamp purchases from sales tax.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1508--To provide for compensation of jurors.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1509--To establish privilege tax for certain clubs.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1510--To better protect forest lands from fire.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 1511--To clarify responsibilities, Division of Forestry.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 1512--To provide for licensing, culturing pearls.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 1513--To amend Title 70, Code.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 1514--To regulate issuance of certain surety bonds.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 1515--To regulate sale or possession, jimsonweed.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1516--To provide longevity pay, certain employees.

Passed second consideration and referred to Committee on State and Local Government.

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House Bill No. 1517--To make certain provisions, hunting licenses.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 1518--To provide for restitution by persons convicted of crimes.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 1519--To regulate outdoor advertising.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 1520--To exempt certain food stamp purchases from sales tax.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1521--To establish program of day care assistance.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 1522--To levy sales tax, rental of real property.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1523--To provide for employment of illegal aliens, certain purposes.

Passed second consideration and referred to Committee on Agriculture.

House Bill No. 1524--To provide for special license plates, military reservists.

Passed second consideration and referred to Committee on Transportation.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills

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on the Consent Calendar for Wednesday, January 29, 1986: House Joint Resolutions Nos. 479, 480, 481; Senate Joint Resolutions Nos. 206 and 210.

GILL, Chairman.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1144--Kent

House Bill No. 1525--Wood

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1145, 1451 and 1452; and House Joint Resolutions Nos. 474, 475, 476, 477 and 478; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

On motion of Mr. Naifeh, the House adjourned until 2:00 p.m., Wednesday, January 29, 1986.